

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert MARTUZA *et al.*  
Title: **REPLICATION-COMPETENT HERPES SIMPLEX VIRUS  
MEDIATES DESTRUCTION OF NEOPLASTIC CELLS**  
Appl. No.: 10/748,233  
Filing Date: 12/31/2003  
Examiner: SHEN, Wu Cheng Winston  
Art Unit: 1632  
Confirmation  
Number: 7116

**REPLY UNDER 37 CFR § 1.111**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is responsive to the Non-Final Office Action dated March 18, 2009, concerning the above-referenced patent application. By virtue of the accompanying Petition for Extension of Time and payment of the prescribed fees, this response is timely filed on or before July 20, 2009, since July 18<sup>th</sup> falls on a weekend.

**Listing of Claims** begins on page 2 of this document.

**Remarks/Arguments** begin on page 4 of this document.